(19)

(1)

F100

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P.NO. 1744 /2002

PETITIONER : Smt. Shanti bai w/o Chain das Satnami, aged 28 years resident of village Nawagaon (Khudmudi), Tahsil Bemetara Distt. Durg (C.G.)

VERSUS

RESPONDENTS : (1) Sub-Divisional Officer Tahsil Bemetara Distt. Durg (C.G.)

(2) Narsingh das Vaishnav S/o Vankateswar das Vaishnav, resident of village Nawagaon, Tah. Bemetara, Distt. Durg (C.G.)

P.R. No. 1343/02
Received by Shri S.N. Tajpuriya
dated 26.6.02

WRIT PETITION UNDER SECTION ARTICLE 226/227 OF CONSTITUTION OF INDIA.

(21)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक 1754/02 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

28-1-2005

When the matter is called out, none present on behalf of the petitioner. No representation is made.

Shri Sumesh Bajaj, Deputy Government Advocate for respondent No.1.

By the instant petition the petitioner has questioned the show cause notice dated 6-6-2002 on a petition filed by respondent No.2 before the S.D.O..

The facts of the case are that respondent No.2 was elected as Sarpanch of Gram Panchayat Nawagaon Khudmudi and no confidence motion was brought against respondent No.2 and that was carried out on 3-4-2001. The petitioner herein was Up Sarpanch and he was given the charge of Sarpanch. Thereafter, respondent No.2 moved an application before the S.D.O. against no confidence motion passed against him. On that application, the S.D.O. issued show cause notice to the petitioner which has been challenged in this petition.

As there was dispute between the petitioner and respondent No.2 for the post of Sarpanch and term of that has already been expired in the month of December 2004 and new election has already been held, therefore, cause of action does not survive and the petition has become infructuous.

The petition is dismissed as having become infructuous.

Consequently, M.(W.)P. No.827/2002 stands disposed of.

Sd/-
L.C. Bhadoo
Judge

Barve

Barve